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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/752,411	01/07/2004	Karen Jackson	330499.00025	4891
27160	7590	10/11/2007	EXAMINER	
PATENT ADMINISTRATOR			KUDLA, JOSEPH S	
KATTEN MUCHIN ROSENMAN LLP			ART UNIT	PAPER NUMBER
1025 THOMAS JEFFERSON STREET, N.W.				
EAST LOBBY: SUITE 700			4133	
WASHINGTON, DC 20007-5201				
			MAIL DATE	DELIVERY MODE
			10/11/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10752411	1/7/2004	JACKSON, KAREN	330499.00025

EXAMINER

Joseph S.. Kudla

ART UNIT	PAPER
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1609 20071002

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Please see attached.

DETAILED ACTION

Election/Restrictions

Response to Amendment

1. The reply filed on 9/19/07 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant failed to elect a single opioid species, filler species and surfactant species as required in the restriction/election of species correspondence dated 8/22/07. Applicant is required to elect a single opioid species such as morphine from claims 135-138, filler species such as lactose from claim 150 and surfactant species such as vegetable oil from claims 139-149. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph S. Kudla whose telephone number is (571) 270-3288. The examiner can normally be reached on 9am-5pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey Stucker can be reached on (571) 272-0911. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JK



**MICHAEL MELLER
PRIMARY EXAMINER**